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Attorneys for Plaintiff Aloha Sports Inc.

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

ALOHA SPORTS INC., a Hawaii  
corporation,

Plaintiff,

vs.

THE NATIONAL COLLEGIATE  
ATHLETIC ASSOCIATION, an  
unincorporated association,

Defendant.

CIVIL NO. CV04-00204 DAE/KSC

(Antitrust)

DECLARATION OF MAXWELL M.;  
EXHIBITS A AND B

I, Maxwell M. Blecher hereby declare:

1. I am a member of the State Bar of California and am admitted to practice before the Courts of this State. I am also admitted to practice *pro hac vice* before this Honorable Court in this case. I am an attorney with the law firm of Blecher & Collins and lead counsel of record for the Plaintiff Aloha Sports Inc. in this action. I am familiar with the record in this litigation and have personal knowledge of the matters stated herein, and I could and would testify competently to them if called as a witness.

2. I make this declaration in support of ASI's motion for an order of dismissal pursuant to Fed. R. Civ. P. 41.

3. Attached hereto as **Exhibit A** is a letter dated June 2, 2006 from Maxwell M. Blecher to Gregory L. Curtner.

4. Attached hereto as **Exhibit B** is an email communication from Gregory L. Curtner to Maxwell M. Blecher dated June 3, 2006.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct and this Declaration was executed on June 9, 2006 at Los Angeles, California.

June 9, 2006

By: 

MAXWELL M. BLECHER